CLEARINGHOUSE RULE 96−036

Comments

[<u>NOTE</u>:   All citations to "Manual" in the comments below are to the <u>Administrative Rules Procedures Manual</u>, prepared by the Revisor of Statutes Bureau and the Legislative Council Staff, dated October 1994.]

2.   Form, Style and Placement in Administrative Code

a.   In s. HSS 201.14 (3) (f), on the second line, "~~s.~~" should be replaced with "s." and "<u>s.</u>" should be deleted.

b.   In s. HSS 206.09 (4m) (c), "~~and~~" should precede all of the underscored language.

4.   Adequacy of References to Related Statutes, Rules and Forms

a.   In s. HSS 201.19 (2m) (b) (intro.), it is unclear what "par. (b)" refers to. The citation should be expanded or replaced with "this paragraph", whichever is appropriate.

b.   In s. HSS 201.19 (2m) (c) 2., a period should be inserted after "subd. 1". This comment also applies to s. HSS 201.19 (2m) (c) 3. and 4. and (d) 1. and 2.

5.   Clarity, Grammar, Punctuation and Use of Plain Language

a.   In s. HSS 201.045 (1), "aid to families with dependent children" and the parentheses around "AFDC" could be deleted because "AFDC" is a defined term in ch. HSS 201.

b.   In s. HSS 201.045 (3) (g), the drafter may wish to consider defining "PFP" for the entire chapter, i.e., in s. HSS 201.03, since the term is used throughout the chapter. Further, perhaps the definition should define "pay for performance" as well as "PFP," since both the

name and the acronym are used in the chapter. Alternatively, "pay for performance" could be replaced with "PFP" throughout the chapter.

c. In s. HSS 201.045 (4) (b), the drafter should end subds. 1. and 2. with a period instead of a semicolon to facilitate amending the list in the future. This comment also applies to subs. (5) (b) and (c) and (6) (b) and ss. HSS 201.19 (2m) (b) and (c), 206.065 (3) (a) and (b) and 206.09 (4m) (a) and (c).

d. In s. HSS 201.045 (5) (a), it appears that, under subds. 1. and 2., an AFDC applicant is generally required to meet with the financial planning resource specialist (FPRS) twice. It may be helpful to clarify that the meeting under subd. 2. is an additional requirement to the meeting under subd. 1. Further, for consistency and clarity, it may be clearer to delete the phrase "the requirement to meet with the FPRS shall be waived" with language stating that such a circumstance constitutes good cause for not meeting with the FPRS.

e. In s. HSS 201.045 (6) (a), "<u>wanting to apply</u>" should be deleted from the title. Also, "an applicant wishes to apply for AFDC" should be replaced with "an individual who wishes to apply for AFDC".

f. In s. HSS 201.045 (6) (b) 2., ""dependent child" is" could be deleted.

g. In s. HSS 201.045 (6) (b) 4. and 5., the phrase "and residing in a pilot county" is confusing. Does it refer to the pilot county for the parental and family responsibility demonstration project and work not welfare counties? If so, can a participant in one of those pilots reside outside the county? Perhaps the phrase could be deleted.

h. In s. HSS 201.19 (1) (h), the phrase "generally accepted community standard" is vague. How will the department determine the community standard? This should be clarified.

i. In s. HSS 201.19 (2m) (a) 2., "PFP" should be inserted before "group" for clarity. This comment also applies to s. HSS 206.03 (25m).

j. In s. HSS 201.19 (2m) (e), the first sentence is somewhat confusing. It may be clearer to substitute the beginning of the sentence with: "If a PFP participant who has been referred to JOBS misses one appointment, without good cause...".

k. In s. HSS 206.065 (3) (b), the cross-reference to s. HSS 206.16 is confusing because the items in subds. 1. to 4. are not identical to the items in s. HSS 206.16. The cross-reference should be deleted or the drafter should clarify what the cross-reference means.